

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Donald J. Merkley et al.
Serial No.: 10/757,330
Filing Date: January 13, 2004
Group Art Unit: 1791
Conf. No.: 3467
Examiner: Matthew J. Daniels
For: FIBER CEMENT COMPOSITE MATERIALS USING
SIZED CELLULOSE FIBERS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

Applicant has not submitted copies of each cited U.S. patent and U.S. patent application in accordance with 37 CFR 1.98(a)(2). Applicant submits herewith copies of cited foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

It is believed that the fee under 37 CFR 1.17(p) is due, and payment is provided separately herewith. The Director is also hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm), or credit any overpayment, to our Deposit Account No. 07-0153, under Attorney Docket No. 129843-1030.

Please direct all correspondence to the practitioner listed below at Customer No. 60148.

October 17, 2008

Respectfully submitted,



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